

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: SIMON RAAB ET AL )  
SERIAL NO.: 10/648,684 ) ART UNIT:  
FILED: January 21, 2003 ) 2859  
FOR: METHOD, SYSTEM AND STORAGE ) EXAMINER:  
MEDIUM FOR PROVIDING AN ) Fulton,  
EXECUTABLE PROGRAM TO A ) Christopher W.  
COORDINATE MEASUREMENT SYSTEM)

I hereby certify that this correspondence is  
being transmitted to the United States Patent  
& Trademark Office via facsimile to facsimile  
Number (703) 872-9306 on June 2, 2004

Sheila Smedley

*Sheila Smedley* name *6-2-04*  
signature date

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION**

The petitioner, Faro Technologies Inc., having 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of the fully statutory term defined in 35 USC §§ 154 to 156 and 173 of United States Patent Number 6,612,044. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and United States Patent Number 6,612,044 are commonly owned. This agreement runs with any

patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC §§154 to 156 and 173 of United States Patent Number 6,618,588, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,  
Faro Technologies Inc.

By: 

David A. Fox  
Registration No. 38,807  
CANTOR COLBURN LLP  
55 Griffin Road South  
Bloomfield, CT 06002  
Telephone (860) 286-2929  
Facsimile (860) 286-0115  
Customer No. 23413

Date: June 2, 2004